

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY
Caption in Compliance with D.N.J. LBR 9004-2(c)

FILED
JEANNE A. NAUGHTON, CLERK

DEC 12 2018

U.S. BANKRUPTCY COURT
TRENTON, NJ
BY DEPUTY

In Re:
Duro Dyne National Corp.

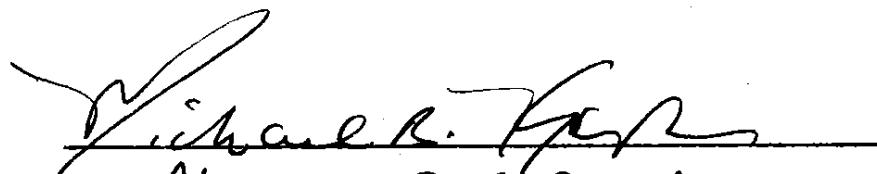
Case No.: 18-27963

Adv. No.:

Hearing Date:
Judge: Michael B. Kaplan

**ORDER EXEMPTING ASBESTOS CLAIMS AND DEMANDS FROM
THE JANUARY 8, 2019 CLAIMS BAR DATE**

The relief set forth on the following pages, numbered two (2) through 2 is hereby **ORDERED**.


MICHAEL B. KAPLAN
USBJ

12/12/18

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY
Caption in Compliance with D.N.J. LBR 9004-1

LOWENSTEIN SANDLER LLP Kenneth A. Rosen, Esq. Jeffrey D. Prol, Esq. One Lowenstein Drive Roseland, NJ 07068 Telephone: (973) 597-2500 Facsimile: (973) 597-2400 krosen@lowenstein.com jprol@lowenstein.com <i>Counsel to the Debtors and Debtors in Possession</i>	CAPLIN & DRYSDALE, CHARTERED James P. Wehner, Esq. (admitted <i>pro hac vice</i>) Jeffrey A. Liesemer, Esq. (admitted <i>pro hac vice</i>) One Thomas Circle, N.W. Washington, DC 20005 Telephone: (202) 862-5000 Facsimile: (202) 429-3301 jwehner@capdale.com jliesemer@capdale.com <i>Counsel to the Asbestos Claimants Committee</i>	YOUNG CONAWAY STARGATT & TAYLOR, LLP Edwin J. Harron, Esq. Sara Beth A. R. Kohut, Esq. (admitted <i>pro hac vice</i>) Rodney Square 1000 North King Street Wilmington, DE 19801 Telephone: (302) 571-6703 Facsimile: (302) 576-3298 eharron@ycst.com skohut@ycst.com <i>Counsel to the Legal Representative</i>
---	--	---

In re:	:	Chapter 11
DURO DYNE NATIONAL CORP., <i>et al.</i> ,	:	Case No. 18-27963 (MBK)
Debtors. ¹	:	(Jointly Administered)

**ORDER EXEMPTING ASBESTOS CLAIMS AND
DEMANDS FROM THE JANUARY 8, 2019 CLAIMS BAR DATE**

The relief set forth on the following pages, numbered two (2) through and including three (3), is hereby **ORDERED**.

¹ The “**Debtors**” in these chapter 11 cases, along with the last four digits of each Debtor’s tax identification number, are Duro Dyne National Corp. (4664); Duro Dyne Machinery Corp. (9699); Duro Dyne Corporation (3616); Duro Dyne West Corp. (5943); and Duro Dyne Midwest Corp. (4662).

Page: 2
Debtor: Duro Dyne National Corp., *et al.*
Case No.: 18-27963 (MBK)
Caption: Order Exempting Asbestos Claims and Demands from the January 8, 2019 Claims Bar Date

This matter is before the Court upon the Joint Motion of the Debtors, the Official Committee of Asbestos Claimants and Lawrence Fitzpatrick in his official capacity as Legal Representative (collectively, “**Movants**”) to Exempt Asbestos Claims and Demands from the January 8, 2019 Claims Bar Date (“**Motion**”)²; and the Court having considered the Motion, the statements of counsel, any objections to the Motion, and the record in this case, and the Court having found and concluded that adequate notice of the Motion has been provided to relevant parties-in-interest and no further notice is required; and the Court having determined that the relief sought in the Motion is in the best interests of the Debtors, their estates and creditors and good cause having been shown for granting the Motion in its entirety:

*and for the reasons set forth on record on
12/12/18 MBK*

IT IS ORDERED as follows:

1. The Motion is GRANTED in its entirety.
2. Any and all objections to the Motion that have not been withdrawn are hereby overruled.
3. All Channeled Asbestos Claims are excepted and excluded from the applicability of the Bar Date. Holders of Channeled Asbestos Claims are not, and shall not be, required to file proofs of claim on or before the Bar Date in order to preserve their Channeled Asbestos Claims.
4. The requirement set forth in Local Rule 9013-1(a)(3) that any motion or other request for relief be accompanied by a memorandum of law is hereby deemed satisfied by the contents of the Motion or is otherwise waived;

² Capitalized terms used herein but not otherwise defined have the meanings ascribed to them in the *Second Amended Prenegotiated Plan of Reorganization for Duro Dyne National Corp., et al., Under Chapter 11 of the Bankruptcy Code*, dated October 29, 2018 (Dkt. No. 220), as it may be further amended, modified, or restated.

Page: 3
Debtor: Duro Dyne National Corp., *et al.*
Case No.: 18-27963 (MBK)
Caption: Order Exempting Asbestos Claims and Demands from the January 8, 2019 Claims Bar Date

5. This Order shall be immediately effective and enforceable upon its entry.
6. The Court shall retain jurisdiction with respect to all matters arising or related to the implementation of this Order, *and reserves the right, sua sponte or upon request of a party in interest, to revisit and/or reconsider the provisions of this order subsequent to consideration of motions filed under Fed.R.Bank.P 3018*

MBK

In re:
Duro Dyne National Corp.
DebtorCase No. 18-27963-MBK
Chapter 11

CERTIFICATE OF NOTICE

District/off: 0312-3

User: admin
Form ID: pdf903Page 1 of 2
Total Noticed: 1

Date Rcvd: Dec 13, 2018

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Dec 15, 2018.

db +Duro Dyne National Corp., 100 Horizon Center Boulevard, Hamilton, NJ 08691-1903

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
NONE.

TOTAL: 0

***** BYPASSED RECIPIENTS *****

NONE.

TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.**Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Dec 15, 2018

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on December 13, 2018 at the address(es) listed below:

Christina Salem on behalf of Interested Party The North River Insurance Company
christina.salem@kennedyscmk.com

Christina Salem on behalf of Interested Party Hartford Accident and Indemnity Company
christina.salem@kennedyscmk.com

Daniel Keller on behalf of Interested Party Daniel Keller dkeller@kfjlegal.com

Daniel Wagner London, I on behalf of Interested Party MidStates Reinsurance Corporation
dlondon@londonfischer.com

Denise E. Carlon on behalf of Loss Mitigation Shellpoint Mortgage Servicing
dcarlon@kmllawgroup.com, bkgroup@kmllawgroup.com

Edwin J Harron on behalf of Other Prof. Lawrence Fitzpatrick, dlaskin@ycst.com

Jeffrey A. Cooper on behalf of Creditor 4 Site, LLC jcooper@rltlawfirm.com,
cooperatty@aol.com;rgaydos@rltlawfirm.com

Jeffrey D. Prol on behalf of Debtor Duro Dyne National Corp. jprol@lowenstein.com,
tfreedman@lowenstein.com;dclaussen@lowenstein.com;bnathan@lowenstein.com

Jeffrey D. Prol on behalf of Debtor Duro Dyne Machinery Corp. jprol@lowenstein.com,
tfreedman@lowenstein.com;dclaussen@lowenstein.com;bnathan@lowenstein.com

Jeffrey D. Prol on behalf of Interested Party Duro Dyne Midwest jprol@lowenstein.com,
tfreedman@lowenstein.com;dclaussen@lowenstein.com;bnathan@lowenstein.com

Jeffrey D. Prol on behalf of Interested Party Duro Dyne Machinery jprol@lowenstein.com,
tfreedman@lowenstein.com;dclaussen@lowenstein.com;bnathan@lowenstein.com

Jeffrey D. Prol on behalf of Interested Party Duro Dyne Corporation jprol@lowenstein.com,
tfreedman@lowenstein.com;dclaussen@lowenstein.com;bnathan@lowenstein.com

Jeffrey D. Prol on behalf of Debtor Duro Dyne Corporation jprol@lowenstein.com,
tfreedman@lowenstein.com;dclaussen@lowenstein.com;bnathan@lowenstein.com

Jeffrey D. Prol on behalf of Other Prof. Getzler Henrich & Associates, LLC
jprol@lowenstein.com, tfreedman@lowenstein.com;dclaussen@lowenstein.com;bnathan@lowenstein.com

Jeffrey D. Prol on behalf of Interested Party Duro Dyne West jprol@lowenstein.com,
tfreedman@lowenstein.com;dclaussen@lowenstein.com;bnathan@lowenstein.com

Jeffrey D. Prol on behalf of Debtor Duro Dyne West Corp. jprol@lowenstein.com,
tfreedman@lowenstein.com;dclaussen@lowenstein.com;bnathan@lowenstein.com

Jeffrey D. Prol on behalf of Debtor Duro Dyne MidWest Corp. jprol@lowenstein.com,
tfreedman@lowenstein.com;dclaussen@lowenstein.com;bnathan@lowenstein.com

Jeffrey M. Sponder on behalf of U.S. Trustee U.S. Trustee jeffrey.m.sponder@usdoj.gov,
jeffrey.m.sponder@usdoj.gov

John A. Fialcowitz on behalf of Creditor Committee Official Committee of Asbestos Claimants
john@fialcowitzlaw.com

Jordan E. Jacobson on behalf of Creditor Pension Benefit Guaranty Corp
jacobson.jordan@pbgc.gov, efile@pbgc.gov

Karl J. Norgaard on behalf of Unknown Role Type Undisclosed Interested Party
knorgaard@norgaardfirm.com,
sferreira@norgaardfirm.com;184grandno@gmail.com;kcimmino@norgaardfirm.com

District/off: 0312-3

User: admin
Form ID: pdf903

Page 2 of 2
Total Noticed: 1

Date Rcvd: Dec 13, 2018

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system (continued)

Mark S. Lichtenstein on behalf of Interested Party Federal Insurance Company
mlichtenstein@crowell.com, mplevin@crowell.com;tyoon@crowell.com
Matthew B. Heimann on behalf of Creditor Mestek, Inc. and Mestek Machinery, Inc.
mheimann@mccarter.com
Mitchell Hausman on behalf of U.S. Trustee U.S. Trustee Mitchell.B.Hausman@usdoj.gov
Scott S. Rever on behalf of Creditor Sheet Metal, Air, Rail & Transportation Workers
International Association, AFL-CIO srever@wjslaw.com,
srever@ecf.inforuptcy.com;dmendez@wjslaw.com;dmendez@ecf.inforuptcy.com
Sean M. Beach on behalf of Other Prof. Lawrence Fitzpatrick bankfilings@cycst.com
Sommer Leigh Ross on behalf of Interested Party MidStates Reinsurance Corporation
slross@duanemorris.com, AutoDocketWILM@duanemorris.com
Stephen Forte on behalf of Interested Party The North River Insurance Company
sforde@goodwin.com, bankruptcy@goodwin.com;bankruptcyparalegal@goodwin.com;awilliams@goodwin.com
Stephen Forte on behalf of Interested Party Hartford Accident and Indemnity Company
sforde@goodwin.com, bankruptcy@goodwin.com;bankruptcyparalegal@goodwin.com;awilliams@goodwin.com
U.S. Trustee USTPRegion03.NE.ECF@usdoj.gov
William E. McGrath, Jr on behalf of Interested Party Munich Reinsurance America, Inc. f/k/a
American Re-Insurance Company wmcgrath@dilworthlaw.com

TOTAL: 31